

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address): <b>SOLOMON E. GRESEN, SBN 164783 (818) 815-2727</b> <b>LAW OFFICES OF RHEUBAN &amp; GRESEN</b> <b>15910 Ventura Boulevard, Suite 1610</b> <b>Encino, California 91436</b> (818) 815-2737 ATTORNEY FOR (Name): <b>Plaintiffs, Omar Rodriguez et al</b> Insert name of court and name of judicial district and branch court, if any: <b>Superior Court of California, Central District</b> <b>111 North Hill Street, Los Angeles, CA 90012</b> PLAINTIFF/PETITIONER: <b>Omar Rodriguez</b> DEFENDANT/RESPONDENT: <b>Burbank Police Department</b> <b>City of Burbank</b>	FOR COURT USE ONLY  <div style="font-size: 2em; font-weight: bold; margin: 10px 0;">FILED</div> <div style="font-weight: bold; margin: 5px 0;">LOS ANGELES SUPERIOR COURT</div> <div style="font-weight: bold; margin: 5px 0;">REC'D</div> <div style="font-weight: bold; margin: 5px 0;">JUL 31 2009</div> <div style="font-weight: bold; margin: 5px 0;">JUL 31 2009</div> <div style="font-weight: bold; margin: 5px 0;">JOHN A. CLARKE, CLERK</div> <div style="font-weight: bold; margin: 5px 0;">FILING WINDOW</div> <div style="font-weight: bold; margin: 5px 0;">MA AVALOS, DEPUTY</div>
<div style="text-align: center; font-weight: bold; margin-bottom: 5px;">REQUEST FOR DISMISSAL</div> <input type="checkbox"/> Personal Injury, Property Damage, or Wrongful Death <input type="checkbox"/> Motor Vehicle <input type="checkbox"/> Other <input type="checkbox"/> Family Law <input type="checkbox"/> Eminent Domain <input checked="" type="checkbox"/> Other (specify): <b>Employment</b>	CASE NUMBER: <b>BC 414 602</b>

- A conformed copy will not be returned by the clerk unless a method of return is provided with the document.

**1. TO THE CLERK: Please dismiss this action as follows:**

a. (1) ☐ With prejudice      (2) ☒ Without prejudice

b. (1) ☐ Complaint      (2) ☐ Petition

(3) ☐ Cross-complaint filed by (name) :

(4) ☐ Cross-complaint filed by (name) :

(5) ☐ Entire action of all parties and all causes of action

(6) ☒ Other (specify) :\* As to Defendants Tim Stehr; Kerry Schilf; Jamie "J.J." Puglisi; Dan Yadon; Kelly Frank; Pat Lynch; Mike Parrinello; Aaron Kendrick; and Darin Ryburn only

on (date) :

on (date) :

Date: July 30, 2009

Solomon E. Gresen, Esq.

(TYPE OR PRINT NAME OF ☒ ATTORNEY ☐ PARTY WITHOUT ATTORNEY)

\* If dismissal requested is of specified parties only, of specified causes of action only, or of specified cross-complaints only, so state and identify the parties, causes of action, or cross-complaints to be dismissed.

(SIGNATURE)

Attorney or party without attorney for: **Plaintiffs**

☒ Plaintiff/Petitioner

☐ Defendant/Respondent

☐ Cross-complainant

**2. TO THE CLERK: Consent to the above dismissal is hereby given.\*\***

Date:

(TYPE OR PRINT NAME OF ☐ ATTORNEY ☐ PARTY WITHOUT ATTORNEY)

(SIGNATURE)

Attorney or party without attorney for:

☐ Plaintiff/Petitioner

☐ Defendant/Respondent

☐ Cross-complainant

(To be completed by clerk)

3. ☒ Dismissal entered as requested on (date) : **JUL 31 2009**

4. ☒ Dismissal entered on (date) : as to only (name) :

5. ☐ Dismissal not entered as requested for the following reasons (specify) :

6. ☐ a. Attorney or party without attorney notified on (date) :

b. Attorney or party without attorney not notified. Filing party failed to provide

☐ a copy to conform      ☐ means to return conformed copy

Date: **JUL 31 2009**

Clerk, by \_\_\_\_\_, Deputy

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**PROOF OF SERVICE**

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the County of Los Angeles. I am over the age of eighteen and am not a party to the within action. My business address is 15910 Ventura Boulevard, Suite 1610, Encino, California 91436.

On July 31, 2009, I served a copy of the following document described as **REQUEST FOR DISMISSAL** on the interested parties in this action as follows:

Dennis A. Barlow, City Attorney  
Office of the City Attorney  
275 East Olive Avenue  
P.O. Box 6459  
Burbank, CA 91510-6459

Attorneys for Defendants Burbank Police  
Department; City of Burbank; Tim Stehr.

Lawrence A. Michaels  
Mitchell Silberberg & Knupp LLP  
11377 West Olympic Boulevard  
Los Angeles, CA 90064-1683

Attorneys for Defendant City of Burbank, including  
the Police Department of the City of Burbank.

Leonard Brazil  
Clark & Trevithick, P.C.  
800 Wilshire Boulevard, 12<sup>th</sup> Floor  
Los Angeles, CA 90017

Attorneys for Defendant Kelly Frank.

Kevin Gilbert  
Meyers Nave  
555 12<sup>th</sup> Street, Suite 1500  
Oakland, CA 94607

Attorneys for Defendant Pat Lynch.

Mindy Novick  
Jackson Lewis  
725 South Figueroa Street, Suite 2500  
Los Angeles, CA 90017

Attorneys for Defendant Darin Ryburn.

Michael Stone  
Stone & Busailah  
200 East Del Mar Boulevard, Suite 350

Attorneys for Defendants Mike Parrinello, J.J.  
Puglisi, Kerry Schilf and Aaron Kendrick.

Linda Savitt  
Ballard Rosenberg, Golper, & Savitt  
111 Universal Hollywood Drive, 16<sup>th</sup> Floor  
Universal City, CA 91608

Attorneys for Dan Yadon.

X **BY MAIL:** By placing a true copy thereof enclosed in a sealed envelope(s) addressed as above, and placing each for collection and mailing on that date following ordinary business practices. I am "readily familiar" with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the U.S. mail Postal Service in Los Angeles, California, in a sealed envelope with postage fully prepaid.

— **BY OVERNIGHT DELIVERY:** I enclosed the documents in an envelope or package provided by an overnight delivery carrier and addressed as above. I placed the envelope or package for collection and overnight delivery at an office or a regularly utilized drop box of the overnight delivery carrier.

1 — **BY FACSIMILE:** Based on an agreement of the parties to accept service by facsimile  
2 transmission, I faxed the documents to the person(s) at the facsimile numbers listed above. The  
3 telephone number of the sending facsimile machine is (818) 815-2727. The sending facsimile  
4 machine issued a transmission report confirming that the transmission was complete and without  
5 error. A copy of that report showing the time of service is attached.

6 — **BY E-MAIL OR ELECTRONIC TRANSMISSION:** Based on a court order or an agreement  
7 of the parties to accept service by e-mail or electronic transmission, I caused the documents to  
8 be sent to the person(s) at the e-mail address listed above. My electronic notification address is  
9 dj@rglawyers.com. I did not receive, within a reasonable time after the transmission, any  
10 electronic message or other indication that the transmission was unsuccessful. A copy of the  
11 electronic transmission showing the time of service is attached.

12 X **STATE:** I declare under penalty of perjury under the laws of the State of California that the  
13 above is true and correct.

14 EXECUTED on July 31, 2009, at Los Angeles, California.

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Jack Risemberg